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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
10/800,209	03/12/2004	Wolfgang Bauer	2003P03809 US	8567
7590 04/11/2008				
SIEMENS CORPORATION INTELLECTUAL PROPERTY DEPT. 170 WOOD AVENUE SOUTH ISELIN, NJ 08830				
EXAMINER				
MATTIS, JASON E				
ART UNIT		PAPER NUMBER		
2616				
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Please find below and/or attached an Office communication concerning this application or proceeding.

The time period for reply, if any, is set in the attached communication.

DETAILED ACTION

1. This Advisory Action is in response to the Amendment After-Final filed 3/7/08.

Claims 1, 2, and 5-8 are currently pending in the application.

Response to Arguments

2. Applicant's arguments filed 3/7/08 have been fully considered but they are not persuasive.

In response to Applicant's argument that Pang et al. does not inherently disclose the limitation stating, "wherein a quotient of the first predefined weight value and the second predefined weight value is selected to reduce a data packet loss rate", the Examiner respectfully disagrees. As discussed in the previous Office Action's Response to Arguments section one of the problems that a jitter buffer, as disclosed by Pang et al., is designed to overcome is the loss of data due to packet losses (See page 1 paragraphs 5 and 6 of Pang et al. for reference to using jitter buffers to reduce packet loss, and thus, packet loss rate). Pang et al. further discloses using first and second predefined weight values to weight delay values used to control the operation of a jitter buffer (See pages 3-4 paragraphs 58-60 of Pang et al.). The Applicant argues that the weight values used by Pang et al. are used independent of each other and therefore have no relation to one another; however, this is not the case. The first and second weight values of Pang et al. are used to weight delays that are later combined with one

another to form a packet delay histogram where delays weighted by the first and second weight factor are related to one another. Thus, since the object of the jitter buffer is to reduce a packet loss rate, and since the weight values of Pang et al. are related to one another, the first and second weight values used by the jitter buffer inherently must be selected in a manner in which their relation to one another (which corresponds to their quotient since a quotient of two values is a measure of their relation to one another) reduces a packet loss rate.

Conclusion

Any inquiry concerning this communication or earlier communications from the examiner should be directed to JASON E. MATTIS whose telephone number is (571)272-3154. The examiner can normally be reached on M-F 8AM-5:30PM.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Huy Vu can be reached on (571) 272-3155. The fax phone number for the organization where this application or proceeding is assigned is 571-273-8300.

Art Unit: 2616

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Jem

/Huy D. Vu/
Supervisory Patent Examiner, Art Unit 2616